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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF ALASKA

OMAR STRATMAN,)	
)	
Plaintiff,)	
)	
versus)	
)	Case No. A02-0290 CV (JKS)
LEISNOI, INC., KONIAG, INC., and)	
DIRK KEMPTHORNE, Secretary of the)	LEISNOI, INC.'S RULE 12(b)(1)
INTERIOR,)	MOTION TO DISMISS FOR LACK
)	OF SUBJECT MATTER JURISDICTION
Defendants.)	RE: DOCTRINES OF ADMINISTRATIVE
)	FINALITY AND COLLATERAL
)	ESTOPPEL

COMES NOW, LEISNOI, INC., through counsel, MORRISON MAHONEY LLP, and hereby moves, pursuant to Federal Rule of Civil Procedure 12(b)(1) to dismiss for lack of federal subject matter jurisdiction since the doctrines of administrative finality and collateral estoppel bar Stratman from challenging Woody Island's eligibility anew because no appeal was taken from the March 24, 1978 decision and order of dismissal in *Appeal of Omar Stratman*, ANCAB No. LS 77-4C, or from the August 28, 1974 final order dismissing the challenges to the certification of the Native Village of Woody Island in *In re Woody Island*, ANCAB No. VE74-46.

DATED this 26th day of February, 2007.

RESPECTFULLY SUBMITTED,

/s/ John Richard Fitzgerald
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CERTIFICATE OF SERVICE

I hereby certify that on February 26, 2007, a copy of the foregoing was served electronically upon Collin Middleton, Esq., Bruce Landon, Esq., and Michael Schneider, Esq.

/s/ John Richard Fitzgerald